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HUMAN RIGHTS QUESTIONS: HUMAN RIGHTS QUESTIONS, INCLUDING ALTERNATIVE APPROACHES FOR IMPROVING THE EFFECTIVE ENJOYMENT OF HUMAN RIGHTS AND FUNDAMENTAL FREEDOMS

Letter dated 5 February 1995 from the Permanent Representative of Peru to the United Nations addressed to the Secretary-General

I have the honour to transmit to you a summary of actions violating human rights perpetrated by the Sendero Luminoso and Movimiento Revolucionario Túpac Amaru terrorist groups during the period from 28 August to 31 December 1994.

I should be grateful if you would have this letter and its annex circulated as a document of the General Assembly at its fiftieth session under the agenda item entitled "Human rights questions: human rights questions, including alternative approaches for improving the effective enjoyment of human rights and fundamental freedoms".

I take this opportunity to convey to you the renewed assurances of my highest consideration.

(Signed) Fernando Guillén Salas
Permanent Representative of Peru
to the United Nations

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ANNEX

Summary of actions violating human rights perpetrated by subversive organizations

A. From 28 August to 30 September 1994

1. Selective terrorism

20 September 1994

Department: Lima; Province: Lima; District: Los Olivos

Sendero Luminoso terrorist criminals murdered Mr. Carlos Herrera Herrera (40), Secretary General of the "Laura Caller Iberico" settlement, as he was leaving his home in block 7, lot 20.

2. Systematic terrorism

28 August 1994

Department: Huancavelica; Province: Huancavelica; District: Huancavelica

Sendero Luminoso terrorist criminals entered the Cachimayo township and murdered Mr. Apolinario Huallpa Ticllacuri and Mrs. Martha Gaspar Esplana (his wife), leaving on their bodies a placard with the inscription: "This is for believing in the government of the dog Fujimori, the only president is comrade Feliciano"; the group of terrorist criminals was led by "comrade Hector".

1 September 1994

Department: San Martín; Province: Tocache; District: Tocache

Approximately 30 Sendero Luminoso terrorist criminals entered the village of Crisnejas, murdered a rural patrolman, and attacked and burnt down the house of Mr. Ciro Pardo Pimentel, Chairman of the Self-Defence Committee, carrying off 18 breech-loading rifles, medicines and documents.

12 September 1994

Department: Huancavelica; Province: Castrovirreyna

Sendero Luminoso terrorist criminals murdered a peasant, Toribio Bendezu Romani, in the Pauranga-Huancavelica district; this had not been reported to the security forces for fear of reprisals; it is also known that there were plans to carry out acts of sabotage against the machinery being used to build the Huancavelica-Pauranga (Ticrapo) road.

13 September 1994

Department: Huancavelica; Province: Huancavelica; District: Huancavelica

Sendero Luminoso terrorist criminals murdered Víctor Castro Ampa (32) and three other members of his family (including a 10-year-old child) in the Ventanilla-Santa Barbara township, leaving a placard with the slogans: "This is how thieves, informers, former bosses, rural patrolmen and all the enemies of the people die", "The party has a thousand eyes and a thousand ears", "Justice is delayed but arrives", "Long live president Gonzalo", among others.

16 September 1994

Department: Junín; Province: Chanchamayo; District: Pichanaki

Alleged terrorist criminals killed Mr. Gregorio Arestes Baltazar in the Alto Sotani township; he had received death threats from terrorist criminals and demands for payments. The victim was also the owner of the building in which the 48th command of the Peruvian National Police (PNP), "los Sinchis", is currently quartered.

19 September 1994

Department: Lima; Province: Lima; District: Ate Vitarte

Four alleged Sendero Luminoso terrorist criminals (three men and one woman) shot and killed Mr. Feliciano Chamorro Giron, manager of a brickworks in the Huachipa district.

19 September 1994

Department: Ucayali; Province: Coronel Portillo

Thirty alleged Sendero Luminoso terrorist criminals wearing Peruvian army (EP) uniforms and carrying firearms intercepted vehicles at km 125 on the Federico Basadre (Pucallpa) road, killing civilian Félix Carlos Hinostroza Perez (37), and at approximately 1900 hours at the same place intercepted a combination vehicle and killed two people who have not yet been identified.

23 September 1994

Department: Lima; Province: Lima; District: Lima

Sendero Luminoso terrorist criminals detonated a car bomb (approximately 80 kg of dynamite) in a white Toyota automobile with the registration number FO-4729 at C-15 Roberto Thorndike street near the Donofrio factory, causing substantial physical damage to the entire block and slight injuries to various unidentified persons.

3. Attacks on security forces

1 September 1994

Department: Ayacucho

An EP patrol had a clash with Sendero Luminoso terrorist criminals at a place called Vilcaveni (virgin forest) - Valle del Ene, as a result of which seven people were wounded (infantry captain Alan Olivari Medina, second lieutenant Francisco Vilchez Torres, sergeant Richard Sanchez Candela, corporal Máximo Espiritu Perez, corporal Rafael Gutierrez Diaz, private Luis Palacios Chio and rural patrolman Willidys Aime Gutierrez).

14 September 1994

Department: San Martín; Province: Tocache

Approximately 60 Sendero Luminoso terrorist criminals with long-range firearms attacked the EP counter-insurgency base at Santa Rosa de Mishollo-Tocache for a period of 20 minutes, leaving civilian Alicia Rivera Velasquez (25) dead in the village.

18 September 1994

Department: San Martín; Province: Tocache; District: Tocache

An Aquiles EP patrol from the Uchiza counter-insurgency battalion had a clash with approximately 45 Sendero Luminoso terrorist criminals in the Paraíso sector: as a result two military personnel (TSM) were injured and 35 Sendero Luminoso terrorist criminals were killed (names unknown); one M-16, two AKMs, one RPG, 11 FALs, 43 FAL clips, two M-16 clips, six AKM clips, one Kenwood radio, 30 sticks of dynamite, 2,800 FAL cartridges, hand and rocket-propelled grenades, medicines and subversive propaganda were recovered.

26 September 1994

Department: Huanuco; Province: Huamalies; District: Monzón

Joint patrols (army-rural patrolmen) had a clash with an undetermined number of Sendero Luminoso terrorist criminals in the Puerto María district, Tazo Grande-Monzón village; as a result EP corporal Juler Salas Delgado was wounded in the foot.

4. Sabotage

Nothing to report.

5. Incursions

Nothing to report.

6. Kidnapping

5 September 1994

Department: Pasco; Province: Oxapampa; District: Villa Rica

Terrorist criminals of the Movimiento Revolucionario Túpac Amaru (MRTA) (approximately 25) broke into the home of the Garrido Mancilla family and kidnapped Mrs. Aida Mancilla (38), Daniel Garrido Mancilla and four other unidentified persons.

7. Summary

1.	Selective terrorism	1
2.	Systematic terrorism	8
3.	Attacks on security forces	4
4.	Sabotage	0
5.	Incursions	0
6.	Kidnapping	1
	TOTAL	14

B. From 1 October to 15 December 1994

1. Selective terrorism

28 October 1994

Department: Loreto; Province: Alto Amazonas; District: Yurimaguas

Alleged terrorist criminals killed Francisco Torres Pinchi (76), head of the Federación Provincial de Campesinos y Nativos de Alto Amazonas; the incident took place at his home, located in the Paucaloma sector. A photocopied hand-written flyer was found at the site making death threats against the PNP commander, the provincial chief of Alto Amazonas and the military political chief, among others.

7 November 1994

Department: La Libertad; Province: Sanchez Carrion; District: Chugay

In the Cachabamba-Chugay-Sanchez Carrion village, Sendero Luminoso terrorist criminals killed Mrs. Presentación Espejo, Mr. Marcial Chacon Araujo and a person known as Chavelo.

18 November 1994

Department: Piura; Province: Huancabamba; District: Huancabamba

Three alleged Sendero Luminoso terrorist criminals, armed with long-range rifles, killed Amadeo Cruz Berneo, president of the rural patrols, in the village of Córdova; members of PNP and EP visited the scene of the crime on 19 November 1994 and transferred the body to the central morgue.

24 November 1994

Department: Lima; Province: Lima; District: Ate Vitarte

Three Sendero Luminoso terrorist criminals, carrying firearms, broke into the home of Mr. Juan Carlos Huayta Quispe (54), the secretary of defence and economy of the Carapongo community, and then, in the presence of his two young children and his wife, killed him with three shots shouting: "Die, miserable dog!", "Traitor!", "Crook!", "Vengeance is sweet!", "Informer!", "We're from the communist party of Peru!".

8 December 1994

Department: Ayacucho; Province: Huamanga

Sendero Luminoso terrorist criminals left the blood-soaked and lifeless body of Irgilio Morales, a university professor in the faculty of biology, at C-5, avenida Garcilaso de la Vega in the city of Ayacucho.

2. Systematic terrorism

24 October 1994

Department: Junín; Province: Chanchamayo; District: Perené

Five MRTA terrorist criminals, armed with AKM and FAL rifles, killed civilian Edwin Lapa Zevallos in the Los Angeles sector of Ubiriki-Villa Perené, Chanchamayo.

1 November 1994

Department: Huanuco; Province: Leoncio Prado

About ten Sendero Luminoso terrorist criminals, carrying firearms and wearing uniforms similar to EP uniforms, entered the village of Pucayacu and attacked Arcadio Tucto Solorzano (58) in his home, alleging that he was an informer and collaborator of the security forces; they took away two vehicles (registration numbers PP-4736 and PN-1232) belonging to the victim, which were later found completely burnt.

14 November 1994

Department: Huanuco; Province: Leoncio Prado

In the village of Santa Martha-Aucayacu, Sendero Luminoso terrorist criminals murdered four persons identified as: Modesto Conchuco Pacheco, Eber Conchuco Cruz, Gumercinda Cruz Palomares and another unidentified person.

19 November 1994

Department: Piura; Province: Huancabamba; District: Huancabamba

In the village of Los Lirios-Huancabamba, alleged Sendero Luminoso terrorist criminals killed Edilberto Neyra Campos with a firearm; a PNP patrol went to the scene of the crime.

26 November 1994

Department: Piura; Province: Huancabamba; District: Huarmaca

Twelve Sendero Luminoso terrorist criminals killed Edilberto Ticliahuanca Carrasco and María Tineo Carrasco in an incident which occurred in the village of Cuchupampa and left placards with subversive slogans and threats from the Peruvian communist party - Sendero Luminoso.

24 November 1994

Department: Piura; Province: Huancabamba; District: Huarmaca

Ten Sendero Luminoso terrorist criminals, carrying firearms, abducted Basilio Yacsahuanca Tocto (23) from his home in the village of Cuse, took him to the rear of education centre 14594, and killed him with a blow to the head, leaving a note that read: "So perish informant thieves and agents of the genocidal, famine-sowing and traitorous dictatorship, long live President Gonzalo", "Ejército Popular de Liberación", the hammer and sickle.

3. Attacks on security forces

9 November 1994

Department: Ayacucho; Province: Huanta; District: Huanta

Approximately 100 Sendero Luminoso terrorist criminals attacked the counter-insurgency base at Pucayacu-Viscatan-Huanta, leaving three dead and seven wounded, all TSM.

11 November 1994

Department: Lima; Province: Lima; District: Comas

Five alleged terrorist criminals with close- and long-range firearms attacked the PNP post at Comas, wounding PNP NCO (1st class) Domingo Rivas Calderon. The terrorist criminals seized his AKM rifle, and left the scene in two vehicles along Av. Universitaria. They also detonated eight "Russian cheese" explosive devices, there being no damage to the police building or injuries to those in the vicinity.

12 November 1994

Department: Huanuco; Province: Marañón

A vehicle travelling from Tingo María to Uchiza was intercepted by approximately 45 Sendero Luminoso terrorist criminals at Yanajanca-Marañón. PNP non-commissioned officers Jorge Rosado Salazar and Claudio Huanca Paredes, along with the Chairman of Padres de familia in the village of Puerto Rico, Pablo Saavedra Icomena, were killed. The PNP officers were travelling to Uchiza in a change of posting.

4 December 1994

Department: Lima; Province: Lima; District: Los Olivos

Three Sendero Luminoso alleged terrorist criminals, in a red Toyota vehicle, intercepted PNP NCO (3rd class) Lucio Carlos Padilla Sanchez as he was travelling on a motorcycle in the vicinity of the "San Remo" hostel, located in the La Union-Los Olivos cooperative. They shot him in the head, causing instantaneous death. The motorcycle was taken and posters left with slogans alluding to Sendero Luminoso and the birthday of Abimael Guzman.

6 December 1994

Department: Junín; Province: Chanchamayo; District: Pichanaki

Terrorist criminals from the Movimiento Revolucionario Túpac Amaru ambushed two EP patrols with RPG and AKM fire in the Villa Ashaninka sector, at Huancayo, leaving: two TSM dead; and one officer, one non-commissioned officer, eight TSM and three civilians wounded. A civilian Mitsubishi vehicle, registration number XP-4764, suffered damage. There are no reports of loss of weapons.

9 December 1994

Department: Huanuco; Province: Leoncio Prado; District: D. Alonia Robles

Sendero Luminoso terrorist criminals attacked the Venenillo base of Counter-Insurgency Battalion 313 with grenades, RPG, tracer and machine-gun fire, soldiers Cleides Lopez Sanchez and Darino Pua Mendoza suffering shrapnel wounds to the face.

14 December 1994

Department: Ucayli; Province: Padre Abad; District: Padre Abad

Sendero Luminoso terrorist criminals, with firearms, ambushed a Peruvian army (EP) patrol from Engineering Battalion 5 at Motelo bridge (Federico Basadra Highway), Hidayacu-Previsto-Aguaytia sector, with eight TSM and six civilians killed; nine TSM wounded; five TSM missing and six FAL rifles unaccounted for.

4. Sabotage

9 December 1994

Department: Huanuco; Province: Leoncio Prado; District: D. Alonia Robles

Terrorist criminals of the Movimiento Revolucionario Túpac Amaru entered the premises of the Agregados Calcarios Mining Company, and took one box of dynamite, containing 30 sticks, and two boxes of detonators, containing 200 detonators and 200 metres of slow fuse. On withdrawing they left a message: "Mr. Mario Chamac, MRTA has confiscated your explosives and we wish to talk to you. If you refuse you will become an MRTA military target".

5. Incursions

21 November 1994

Department: Huanuco; Province: Huamalies; District: Monzón

Incursion by eight Sendero Luminoso terrorist criminals, carrying four FALs and four HKs, at Chaspamba, Monzón, who asked for the local authorities but did not find them. On withdrawing they killed Guillermo Perez Poma, and then went on towards Monopunta and Mamajuana.

6 December 1994

Department: Huancavelica; Province: Huaytara; District: Pilpichaca

Armed incursion by four Sendero Luminoso terrorist criminals in the community of Llillanta-Pilpichaca, as a result of which three patrolmen were killed. The terrorist criminals then went on to Choriadopampas-Vinchos, where they were intercepted by patrolmen who had set off in pursuit. In the clash a

further three patrolmen were killed and two were wounded, and the terrorist criminals took possession of two Winchester rifles.

9 December 1994

Department: Amazonas; Province: Rodriguez de Mendoza; District: Cochamal

Incursion in the Okish township by alleged terrorist criminals, who burst into the home of Amancio Vinca Vin (38), whom they killed, subsequently leaving for an unknown destination.

6. Kidnapping

13 November 1994

Department: Junín; Province: Chanchamayo; District: Perené

MRTA terrorist criminals kidnapped the civilian Tito Coronado Villanueva (39) from his home in the Alto Toterán-Villa Perené township. He was later killed for refusing to collaborate with MRTA.

7. Summary

1.	Selective terrorism	5
2.	Systematic terrorism	6
3.	Attacks on security forces	7
4.	Sabotage	1
5.	Incursions	3
6.	Kidnapping	1
	TOTAL	23

C. From 16 to 31 December 1994

1. Selective terrorism

28 December 1994

Department: Huanuco; Province: Leoncio Prado; District: D. Alonia Robles

Alleged Sendero Luminoso terrorist criminals in the San Juan sector killed Juan Casabono Malpartida with gunshots to the head. The victim was a former subversive organizing rural patrols in the La Playa sector (near to San Juan).

2. Systematic terrorism

22 December 1994

Department: Huanuco; Province: Leoncio Prado

An unknown number of Sendero Luminoso terrorist criminals ambushed a twin cab truck in the vicinity of the villages of Ramal de Astunza and Belaunde-Aucayacu, with three civilian dead and two villagers wounded. "Comrade Tolima" was recognized among the assailants.

3. Attacks on security forces

23 December 1994

Department: Cajamarca; Province: Cajabamba

Some 30 Sendero Luminoso terrorist criminals, including three women with ponchos and ski masks carrying long-range firearms and explosives, attacked the police post at Albamaroa-Cajabamba, leaving six PNP officers wounded and the police post 80 per cent destroyed. They also wrecked the dish antenna and a truck. The terrorist criminals withdrew in the direction of the villages of Excate-Chuquisongo.

24 December 1994

Department: Ayacucho; Province: Lucanas; District: Lucanas

Sendero Luminoso terrorist criminals ambushed a patrol (army (EP)-rural patrolmen) from counter-insurgency base 34 travelling from Putajasa towards Villa Camria at Tororuni, resulting in the deaths of NCO (2nd class) William Curay Agurto, Sergeant (1st class) Luis Teraninca, and Corporals Emilio Torres Huahani and Contreras Escalante. The following were wounded: EP Captains Jorge Guerrero Carrasco and Luis Rodriguez Ormenio; and TSM Sergeants Raul Soto Bautista and Edgar Mucha Huamacta. In addition two vehicles were destroyed.

24 December 1994

Department: Lima; Province: Lima

Six terrorist criminals fired shots at two PNP non-commissioned officers playing football in the "Los Libertadores" housing development, San Martín de Porras, resulting in the death of PNP NCO (1st class) Jacinto De La Cruz Sanchez, and the wounding of PNP NCO Zenón Meza Quispe and the civilian Sebastián Ayala Asencio. The terrorist criminals fled the scene in a white Daewoo-Tico vehicle.

4. Sabotage

Nothing to report.

5. Incursions

10 December 1994

Department: Huanuco; Province: Leoncio Prado; District: Crespo y Castillo

Night time incursion by Sendero Luminoso terrorist criminals carrying firearms in the locality of Pueblo Nuevo, where they killed three villagers and then withdrew in the direction of the village of La Esperanza in the same district.

22 December 1994

Department: Huanuco; Province: Leoncio Prado

Incursion by an unspecified number of Sendero Luminoso terrorist criminals with long-range firearms in the village of 7 de Octubre-Jose Crespo y Castillo, where they killed two villagers from the area.

30 December 1994

Department: Ancash; Province: Huaraz

Incursion by some 30 to 50 alleged terrorist criminals in the area of San Luis, repelled by EP-PNP. As a result of the incursion the magistrate of Pancayucay, Idelfonso Torres Saenz, died. Nothing to report concerning EP-PNP personnel.

6. Kidnapping

Nothing to report.

7. Summary

1.	Selective terrorism	1
2.	Systematic terrorism	1
3.	Attacks on security forces	3
4.	Sabotage	-
5.	Incursions	3
6.	Kidnapping	-
	TOTAL	8